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8 Attorneys for Plaintiffs
9 MONTEBUENO MARKETING INC.,
10 LIONG LIONG SY, and SABROSA
11 FOODS, INC.

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION

15 MONTEBUENO MARKETING INC., a
16 Philippine Corporation; LIONG LIONG SY,
17 a Philippine individual; SABROSA
18 FOODS, INC., a Philippine Corporation,

19 Plaintiffs,

20 vs.

21 DEL MONTE CORPORATION-USA, a
22 New York Corporation; PAUL E. DERBY,
23 JR., a California individual; DANIEL
24 COLLINS, a California individual; and
25 LUIS HIDALGO, a California individual,

26 Defendants.

Case No. CIV 11 4977 MEJ

27 **STIPULATION TO CONTINUE THE**
28 **INITIAL CASE MANAGEMENT**
CONFERENCE AND OTHER
PRETRIAL DEADLINES; ~~PROPOSED~~
ORDER

29 Plaintiffs MONTEBUENO MARKETING INC. ("MMI"), LIONG LIONG SY ("Sy"),
30 and SABROSA FOODS, INC. ("Sabrosa") (collectively "Plaintiffs") and Defendants DEL
31 MONTE CORPORATION U.S.A., ("DMC-USA"), PAUL E. DERBY, JR. ("Derby"), DANIEL

1 COLLINS ("Collins"), and LUIS HIDALGO ("HIDALGO") (collectively "Defendants"), hereby
2 stipulate as follows:

3 WHEREAS,

4 1. The Complaint in this case was filed on October 7, 2011.

5 2. Defendants were served by mail and notice and acknowledgment of receipt,
6 pursuant to CCP § 415.30, as allowed by Fed. R. Civ. Proc. 4(e)(1). Service was effective on
7 December 12, 2011.

8 3. The Order Setting Initial Case Management Conference and ADR Deadlines in
9 this case scheduled the following: (a) January 5, 2012, as the last day to meet and confer re:
10 initial disclosures, early settlement, ADR process selection, and discovery plan; file ADR
11 Certification; and, file either an ADR Stipulation or Need for ADR Phone Conference; (b)
12 January 19, 2012 as the last day to file a Rule 26(f) Report, complete initial disclosures, and, file
13 a Case Management Statement; and (c) January 26, 2012, as the date of the initial case
14 management conference.

15 4. Defendants have not appeared in the case. By Stipulation filed on December 19,
16 2011, the parties agreed that Defendants shall have until January 18, 2012 to file a responsive
17 pleading to the Complaint.

18 As such, IT IS HEREBY STIPULATED AND AGREED, by and between the parties
19 hereto, through their respective counsel, that the Initial Case Management Conference originally
20 scheduled for January 26, 2012, is continued to March 1, 2012, and, all other pretrial deadlines
21 are continued accordingly.

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23 Date: January 5, 2012

IBARRA PROFESSIONAL LAW CORPORATION

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26 By: Gener D. Benitez
27 Attorney for Plaintiffs

28 MONTEBUENO MARKETING, INC. LIONG LIONG
SY, and SABROSA FOODS, INC.

1 Date: January 5, 2012

DUDNICK DETWILER RIVIN & STIKKER LLP

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4 By: William C. Wilka

Attorney for Defendants

5 DEL MONTE CORPORATION, PAUL E. DERBY, JR.,
6 DANIEL COLLINS and LUIS HIDLAGO

7
8 **ORDER**

9 PURSUANT TO STIPULATION, IT IS HEREBY ORDERED THAT the Initial Case
10 Management scheduled for January 26, 2012 is continued to March 1, 2012, at 10:00 a.m. The
11 last day to meet and confer re: initial disclosures, early settlement, ADR process selection, and
12 discovery plan; file ADR Certification; and, file either an ADR Stipulation or Need for ADR
13 Phone Conference is now set for February 9, 2012. The last day to file a Rule 26(f) Report,
14 complete initial disclosures, and, file a Case Management Statement is now set for February 23,
15 2012.

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18 Dated: 1/11/12


19 MARI ELLEN JAMES
20 United States District Court Magistrate
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